

To: Barri Roberts, MCJCC

From: Paul Guerin, Institute for Social Research

Re: September 22, 1999

Attached is the status for the 1583 individuals who were on the custody list for December 2, 1998. Through a process of cleaning the custody list we have discovered approximately 88 inmates who were not in custody. We were also not able to document the status of 131 inmates. This leaves a total of 1495 inmates in custody and 1364 inmates for whom we were able to document their court status. The Jail booking master count sheets for December 2, 1998 count a total of 1504 inmates indicating a discrepancy of 9 inmates (1504-1495) between the two lists.

212 of the 1495 individuals we know were in custody had more than one court case for a total of 1810 court cases. Table 1 is a frequency of the number of inmates in the Jail and the number of active court cases. Table 2 shows the court status of the first court case for the 1583 individuals on the custody list by the categories we included. These categories are reflected in the flow chart.

Table 1 - Court Cases		
Individuals and number of cases	Frequency	Percent
1 Case	1283	85.9%
2 Cases	175	11.7%
3 Cases	27	1.8%
4 Cases	8	0.5%
5+ Cases	2	0.1%

All 1495 individuals had at least one court case either in Bernalillo County Metropolitan Court or Second Judicial District Court. One hundred seventy-five individuals had two cases, 27 had three cases, 8 had four cases, and 2 individuals had five or more cases. The 1495 individuals had a total of 1810 active cases. The majority (85.9%) of inmates had a single court case. All the inmates with multiple cases were in District Court. It is our understanding that individuals with multiple court cases in District Court have their cases combined at some point in the process. In our review of District Court case files we found this to be true and believe that these inmates had not yet had their cases combined.

The next table (Table 2) is a frequency of each of the 1364 inmates first court case status. This was done in order to give a sense where each individual inmate was in the court system on December 2, 1998. As noted earlier 212 inmates had more than one active case in District Court. Those with multiple cases are only included once in this table.

Table 2 - Court Status of BCDC Snap Shot Study Inmates		
Court Status	Frequency	Percent
Awaiting Metro Court Arraignment	30	2.2%
Awaiting Metro Court Trial	66	4.8%
Metro Court Trial	1	0.1%
Awaiting Metro Court Sentencing	12	0.9%
Awaiting Grand Jury Indictment	29	2.1%
Awaiting District Court Arraignment or Probation/Parole Violation Arraignment	59	4.3%
Awaiting District Court Trial	549	40.2%
District Court Trial	2	0.1%
Awaiting District Court Sentencing	100	7.3%
Awaiting Transfer to State Prison Facility	9	0.7%
Awaiting Transfer to Out of State Prison Facility	6	0.4%
Probation/Parole Violation Hold	138	8.7%
Sentenced/Serving Time*	218	10.1%
Awaiting Judgement and Sentence or Order and Commitment	117	8.6%
Other**	28	2.1%
Total	1364	100.0%
Custody List December 2, 1998		
Known Court Status	1364	86.2%
Not in Jail	88	5.5%
Unknown	131	8.3%
Total	1583	100.0%

- * - This includes 32 inmates who are serving time for a Probation/Parole violation
- ** - This primarily includes drug court clients

This table is a frequency of each individuals first court case status. This is an unduplicated count and does not include the status of all court cases of all of the inmates. As evidenced by this table the largest number and percentage of cases are located in District Court. Almost 90% of all inmates had a first case court status that was located in District Court. Among all individuals the largest percent of all cases are among those individuals awaiting trial in District Court. This is followed by inmates serving time, inmates being held for a probation/parole violation who have been arraigned but not sentenced, inmates awaiting their J&S or O&C, inmates awaiting District Court sentencing (this includes inmates on a probation/parole violation), and inmates awaiting District Court arraignment.

We were not able to discover the court status of 131 inmates. We also discovered that at least 88 inmates were not in the custody of the Jail on December 2, 1998. This number may increase as we discover that some of those with an unknown status were actually not in custody. Not reflected in the table is the fact that almost 20% (264) of the 1364 inmates were in the Jail as a result of a probation/parole violation.